

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.22866 of 2002

Dated: 04.07.2007

Between:

B.Susheela

... Petitioner

AND

The Joint Collector,
Khammam

And others.

... Respondents

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.22866 of 2002

ORDER:-

This writ petition is filed for a writ of mandamus to set aside the order dated 22.7.2002 passed by respondent No.2 in proceedings Rc.No.J-11952002.

The petitioner's authorization of Fair Price Shop was suspended by respondent No.2 on 22.7.2002. Against the said order the petitioner filed an appeal before respondent No.1. He also sought for stay of the order of suspension. As respondent No.1 has not passed any order on the said application, the petitioner filed the present writ petition.

On 15.11.2002 this Court suspended the order of respondent No.2.

Heard Sri V.S.R.Murthy, learned counsel for the petitioner and learned Assistant Government Pleader for Civil Supplies.

Sri V.S.R.Murthy submitted that in view of the interim order granted by this Court, the petitioner's authorization was restored. He admitted that the appeal proceedings before respondent No.1 are not stayed by this Court. In view of long lapse of time of 5 years, it can reasonably be presumed that the appeal before the 1st respondent would have been disposed of. On this premise it can be concluded that the writ petition has become infructuous.

It is however observed that if the appeal is not already disposed of, respondent No.1 shall dispose of the same within a period of one month from the date of receipt of a copy of this order.

With the above observation, the writ petition is disposed of.

C.V.NAGARJUNA REDDY,J

Dt :04.07.2007

Mdaa.